

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TIN TRI NGUYEN,

No. C 06-1414 MJJ

Petitioner,

ORDER TO SHOW CAUSE

v.

RODERICK HICKMAN, D.O.C.,

Respondent.

Pending before the Court is Petitioner Tin Tri Nguyen's Petition for Writ of Habeas Corpus. (Doc. # 1.) Petitioner is currently incarcerated at the California State Prison, Los Angeles County, in Lancaster, California. Petitioner was found guilty of first degree murder. Petitioner alleges two claims. First, Petitioner alleges that he was deprived of his right to effective assistance of counsel in violation of the Sixth Amendment. Second, Petitioner alleges that he was deprived of his right to due process under the Fourteenth Amendment because: (1) the police coerced and intimidated witnesses; (2) the trial court admitted involuntary statements of three witnesses and the co-defendant; (3) the evidence was insufficient to support the jury's findings; (3) the prosecutor committed misconduct; and (4) the trial judge denied a witness's request for an interpreter

This Court may entertain a petition for a writ of habeas corpus "in behalf of a person in custody pursuant to the judgment of a State court only on the ground that he is in custody in violation of the Constitution or laws or treaties of the United States." 28 U.S.C. § 2254(a).


The court shall "award the writ or issue an order directing the respondent to show cause why

1 the writ should not be granted, unless it appears from the application that the applicant or person
2 detained is not entitled thereto.” 28 U.S.C. § 2243.

3 For good cause shown, Respondent shall, by **February 5, 2007**, show cause why a writ of
4 habeas corpus should not be issued. If Petitioner wishes to respond, he shall do so within thirty days
5 of his receipt of the answer.

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7 **IT IS SO ORDERED.**

8 Dated: December 8, 2006

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10 MARTIN J. JENKINS
11 UNITED STATES DISTRICT JUDGE
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